



**NOT FOR PUBLICATION**  
**UNITED STATES BANKRUPTCY COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**  
**LOS ANGELES DIVISION**

In re:

ETHEL MATTHEWS,

Debtor.

Case No. 2:08-bk-15641-RK

Chapter 7

**ORDER ON MOTION FOR PERMANENT  
INJUNCTION IN VIOLATION OF  
AUTOMATIC STAY 11 U.S.C. § 362 AND  
§ 501 DISCHARGED INJUNCTION § 524  
AND CREDITORS MISCONDUCT,  
REQUIRING SIGNATURE OF DEBTOR  
ON MOTION BY FEBRUARY 28, 2017**

**TO DEBTOR ETHEL MATTHEWS AND INTERESTED PARTIES:**

On February 1, 2017, a document called "Motion for Permanent Injunction in Violation of Automatic Stay 11 U.S.C. § 362, and § 501 Discharged Injunction § 524 and Creditors Misconduct" ("Motion") was filed on behalf of Debtor Ethel Matthews ("Debtor") filed. Electronic Case Filing Number 113. However, there was no signature on the Motion for the Debtor as the filing party, so the record does not reflect that the Motion is really hers. Motion at page 20.

Federal Rule of Bankruptcy Procedure 9011(a) which applies to all bankruptcy cases, including this one, requires that every written motion shall be signed by the filing party, and this rule applies to parties like the Debtor who represent themselves in a

1 bankruptcy case, stating: "A party who is not represented by an attorney shall sign all  
2 papers."

3 Having read the Motion and seen that there is no signature on the Motion by the  
4 party filing the Motion as required by Federal Rule of Bankruptcy Procedure 9011, the  
5 court orders as follows:

- 6 1. Pursuant to Federal Rule of Bankruptcy Procedure 9011, Debtor must sign the  
7 Motion. Debtor may remedy this procedural defect in the Motion by filing a  
8 signed signature page for the Motion.
- 9 2. Federal Rule of Bankruptcy Procedure 9011(a) states: "An unsigned paper  
10 shall be stricken unless omission of the signature is corrected promptly after  
11 being called to the attention of the attorney or party." Thus, having brought the  
12 matter of the omission of the signature on the Motion to the attention of the  
13 Debtor, the court orders the Debtor to promptly correct this procedural defect  
14 by filing a signed signature page for the Motion on or before February 28,  
15 2017. If Debtor fails to file a signed signature page for the Motion by the due  
16 date of February 28, 2017, the court will issue a further order striking the  
17 Motion and denying it without prejudice. If Debtor timely files a signed  
18 signature page by the due date of February 28, 2017, the court will consider  
19 the Motion. The court will not consider the Motion unless and until Debtor  
20 complies with Federal Rule of Bankruptcy Procedure 9011 requiring her  
21 signature on the Motion.

22 **IT IS SO ORDERED.**

23 Date: February 3, 2017



24 Robert Kwan  
25 United States Bankruptcy Judge